



CALIFORNIA DEPARTMENT OF  
FOOD & AGRICULTURE

Karen Ross, Secretary

November 24, 2014

D2014-03

TO: All District Agricultural Association CEOs and Board Members

SUBJECT: Assembly Bill 2490 Legislation Effective January 1, 2015

The purpose of this circular letter is to provide information regarding the passage of AB2490 (Eggman), which will be effective January 1, 2015. While this legislation changes District Agricultural Associations' (DAAs) procedures and requirements in many areas, this letter provides some highlights regarding changes to contracting and purchasing requirements.

AB2490 requires each DAA Board of Directors to develop policies and procedures for contracting and purchasing. As an interim measure, Boards may want to adopt the existing purchasing and contracting procedures as they work to develop their own purchasing and contracting procedures. Please note that DAAs are still subject to all applicable state laws, except the following:

- Purchasing (goods) - Exempt from Public Contract Code (PCC) requirements.
- Information technology (goods and services) - Exempt from PCC requirements.

The legislation did **not** exempt DAAs from PCC requirements for service contracts or construction contracts. The legislation also does **not** exempt DAAs from Section 19130 of the Government Code regarding personal services contracting. DAAs should continue working with the Department of Food and Agriculture's (CDFA) Human Resources Branch to ensure compliance.

Effective January 1, 2015, service contracts, rental agreements, and sponsorship contracts do not require CDFA review or approval. Contracts involving hazardous activities still require review and approval of the insurance and insurance requirements by the California Fair Services Authority (CFSA). If you are not a member of CFSA, this role falls to the Department of General Services.

CDFA and the Western Fairs Association are working to develop more guidelines for DAAs regarding implementation of this new legislation with distribution to the DAAs slated for January 2015. In the meantime, please feel free to contact me at 916-900-5025 or [John.Quiroz@cdfa.ca.gov](mailto:John.Quiroz@cdfa.ca.gov) with any questions that you may have.

Best regards,

John Quiroz

Division of Fairs & Expositions

cc: Gay Faivre, Personnel Officer, CDFA Human Resources Branch  
Becky Bailey-Findley, Executive Director, CFSA  
Stephen Chambers, Executive Director, WFA

